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Specializing in Cases under the Perishable Agricultural Commodities Act (PACA)

n Not admitted in DC

November 13, 2007

## VIA FACSIMILE (718) 771-2243

Andrew Squire, Esq. 379 Decatur Street Brooklyn, NY 11233

> Ref: Miami Best Tropical Ent., Inc. v. Best Tropical Island, Inc.

Dear Mr. Squire:

Per our conversation this morning, this letter confirms our agreement for a 30-day extension of Best Tropical Island, Inc.'s time to file a responsive pleading to the complaint filed by Miami Best Tropical Ent., Inc. The extension places a new deadline to file a responsive pleading to the complaint at December 13, 2007. This extension is to allow you to investigate whether your client properly perfected its trust rights under the Perishable Agricultural Commodities Act ("PACA"), 7 U.S.C. § 499e(c).

Please confirm your consent to this extension by signing below and returning the signed letter to me via facsimile at (202) 364-2731. Your signature below also confirms that Best Tropical Island, Inc.'s failure to file a responsive pleading on or by November

Sincerely,

Louis W. Diess, III By KE

Andrew Squire, Esq. Attorney for Plaintiff

LWD

Best Tropical Island, Inc. - Via Facsimile (718) 861-3122 CC; Bruce Levinson, Esq. - Via Facsimlle (212) 750-2536